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10191/3730

**COMBINED DECLARATION AND
POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below adjacent to my name.

I believe I am an original, first and joint inventor (if only one name is listed below) or an original, first and joint invention (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHOD, COMPUTER PROGRAM AND OPEN- AND/OR CLOSED-LOOP CONTROL UNIT FOR OPERATING AN ACTUATOR HAVING A CAPACITATIVE ELEMENT, AND INTERNAL COMBUSTION ENGINE**, and the specification of which:

- ☐ is attached hereto;
- ☐ was filed as United States Application Serial No. _____ on _____, 19__ and was amended by the Preliminary Amendment filed on _____, 19__.
- ☒ was filed as PCT International Application Number PCT/DE03/02172 on the 30th day of June, 2003.
- ☒ an English translation of which is filed herewith.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international applications(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country

other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN/PCT APPLICATION(S)
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119**

Country : DE

Application No.: 102 36 819.8

Date of Filing: August 10, 2002

Priority Claimed

Under 35 U.S.C. § 119 : ☒ Yes ☐ No

I hereby claim the benefit under Title 35, United States Code § 120 of any United States Application or PCT International Application designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

**PRIOR U.S. APPLICATIONS OR
PCT INTERNATIONAL APPLICATIONS
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. § 120**

U.S. APPLICATIONS

Number :

Filing Date :

**PCT APPLICATIONS
DESIGNATING THE U.S.**

PCT Number :

PCT Filing Date :

I hereby appoint the following attorney(s) and/or agents to prosecute the above-identified application and transact all business in the Patent and Trademark Office connected therewith.

(List name(s) and registration number(s)):

Richard L. Mayer,	Reg. No. 22,490
Gerard A. Messina,	Reg. No. 35,952
_____,	Reg. No. _____
_____,	Reg. No. _____

All correspondence should be sent to:

Richard L. Mayer, Esq.
Kenyon & Kenyon
One Broadway
New York, New York 10004
CUSTOMER NO. 26646

Telephone No.: (212) 425-7200
Facsimile No.: (212) 425-5288

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of inventor: **Rainer KNICKER**

Inventor's signature _____

Date _____

Citizenship Federal Republic of Germany

Residence Chicagoweg 9
71686 Remseck Am Neckar
Federal Republic of Germany

Post Office Address Same as above

Full name of inventor: **Udo SCHULZ**

Inventor's signature _____

Date _____

Citizenship Federal Republic of Germany

Residence Kornblumenweg 34
 71665 Vaihingen/Enz
 Federal Republic of Germany

Post Office Address Same as above

Full name of inventor: **Andreas HUBER**

Inventor's signature _____

Date _____

Citizenship Federal Republic of Germany

Residence August-Scholl-Str. 21
 71711 Steinheim
 Federal Republic of Germany

Post Office Address Same as above

Full name of inventor: **Johannes-Joerg RUEGER**

Inventor's signature _____

Date _____

Citizenship Federal Republic of Germany

Residence Trauttmansdorffgasse 19/1
 1130 Vienna
 Austria

Post Office Address Same as above